BRIEF SYNOPSIS OF 7 WTC SEPTEMBER 11TH RELATED CASES

CERTAIN UNDERWRITERS AT LLOYDS, LONDON, et al., as subrogees of CITIGROUP INC and its subsidiary SALOMON SMOITH BARNEY HOLDINGS INC. v. THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY

Plaintiffs are those companies insuring Citigroup and its subsidiary, Salomon Smith Barney, for real and personal property damage at 7 WTC. Salomon Brothers, the predecessor to Salomon Smith Barney, entered into a twenty year lease with Silverstein Properties for premises in 7 WTC in 1988. The complaint alleges that Salomon Brothers spent in excess of $280,000,000 in improvements and betterments in their leased premises. It goes on to allege that plaintiffs reimbursed these monies to Salomon after the collapse of 7 WTC on September 11, 2001. They further allege that the collapse was due to the negligence of the Port Authority in allowing large amounts of diesel fuel to be located close to a non-redundant critical system of transfer trusses, which supported the building structure. The allegations of negligence include, but are not limited to, the design, approval, inspection, installation, maintenance, operation and/or control of the tanks, the failure to heed Fire Department warnings as to the dangerous placement of the tanks, failure to build or maintain the tanks in accordance with applicable regulations and the failure to enforce accepted fire and safety codes, procedures, rules and regulations. Although the complaint has been filed in Court (Southern District of New York 02 CV 7328), the PA has not yet been served and has, therefore, not been able to answer these allegations, which, it feels, are without merit.

INDUSTRIAL RISK INSURERS, as subrogees of SILVERSTEIN PROPERTIES, INC. v. THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY

Plaintiff is the property insurance underwriter for the policy issued to Silverstein Properties in relation to Silverstein's property interest in 7 WTC. Silverstein was the PA's lessee for the entire building and had, in fact, had it built. The complaint, however, alleges that the PA retained the right to review, reject or revise plans and specifications for all building tenants' use and occupancy. The complaint goes on to state that the PA had final control over Silverstein's subtenants, architects, engineers and contractors, using, occupying or otherwise performing services at 7 WTC. The PA was allegedly negligent for failing to properly and adequately apply, interpret and enforce NYC and State fire safety codes, regulations and practices, safe engineering practices and standards commonly known and utilized in high-rise buildings throughout New York State and permitting large amounts of diesel fuel to be located where it was. According to conversations with counsel for plaintiff, plaintiff is seeking in excess of $800,000,000. This matter has also been filed in the Southern District of New York but the PA has not been served with it by agreement with plaintiff's counsel and has, therefore, not been able to answer these allegations, which, it feels, are without merit.

AEGIS INSURANCE SERVICES, INC. et al., as subrogees of CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. and CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. v. THE PORT AUTHORITY OF NY & NJ

Plaintiffs are the property insurance underwriters covering property damage at 7 WTC for Con Ed and Con Ed, itself. They are suing for damages in the amount of $314,500,000. They allege that the PA was negligent in the design approval, inspection, installation, maintenance, operation, conduct and control of the diesel fuel tanks located at 7WTC. He allegations are similar to those mentioned above. The plaintiffs claim damage to two electric substations located at 7 WTC, nine 65 MVA transformers, underground transmission feeder lines for the Lower Manhattan Network, underground distribution lines for the same Network, emergency reenergizing of a substation at Seaport Station, emergency response and temporary restoration of electricity expenses and ancillary equipment and cables. This case has also been filed in the Southern District but has not been served on the Port Authority and, therefore, the PA has not been able to answer these allegations, which, it feels, are without merit.

Sent via email to Shyam from PANYNJ (John Spencer/Kathleen Jacob) on 12/2/02
S:\WTC Admin\PANYNJ\WTC 7 Brief Synopsis.doc

Cheri Sawyer

From: Shyam Sunder [sunder@nist.gov]
Sent: Tuesday, December 03, 2002 8:24 AM
To: terri@nist.gov; rgann@nist.gov; rbukowski@nist.gov; james.lawson@nist.gov
Cc: hsl@nist.gov; ncarino@nist.gov; jgross@nist.gov; fahim.sadek@nist.gov; frank.gayle@nist.gov; ddevans@nist.gov; jason.averill@nist.gov; cauffman@nist.gov; cheri.sawyer@nist.gov; johnsonc@nist.gov
Subject: Fwd: FW: 7 WTC LAWSUITS

BRIEF
; OF 7 WTC

All:

FYI and action. An item for discussion at the next team meeting. Cheri: please log.

Shyam

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>X-Sieve: CMU Sieve 2.2
>From: "Spencer, John" <jspencer@panynj.gov>
>Sender: "Jacob, Kathleen" <kjacob@panynj.gov>
>To: "'sunder@nist.gov'" <sunder@nist.gov>
>Subject: FW: 7 WTC LAWSUITS
>Date: Mon, 2 Dec 2002 13:39:52 -0500
>X-Mailer: Internet Mail Service (5.5.2653.19)
>
>
>
> > -----Original Message-----
> > From: Jacob, Kathleen On Behalf Of Spencer, John
> > Sent: Friday, November 22, 2002 2:39 PM
> > To: 'sunder@nist.org'
> > Cc: Begley, James; Bhol, Saroj; Crowley, Gerald
> > Subject: 7 WTC LAWSUITS
> >
> >
> > As requested, attached is a brief synopsis of 7 WTC 9/11 related
> > cases.
> >
> > -----Original Message-----
> > From: Crowley, Gerald
> > Sent: Thursday, November 21, 2002 3:34 PM
> > To: Spencer, John
> > Cc: Begley, James
> > Subject: Brief Synopsis of 7 WTC cases
> >
> >
> > Please see attached.
> >
> > Gerry
> >
> >
> > <<BRIEF SYNOPSIS OF 7 WTC.doc>>

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Dr. S. Shyam Sunder

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